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8 **UNITED STATES DISTRICT COURT**
9 **SOUTHERN DISTRICT OF CALIFORNIA**
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11 NEW MOTION, INC. (d/b/a ATRINSIC
12 MEDIA), a Delaware corporation,

Plaintiff,

13 vs.

14 SMS.AC, INC. (d/b/a FanBox), a California
Corporation, BRANDIE SMITH, an
15 individual, MICHAEL POUSTI, an
individual, and DOES 1 through 50,
16 inclusive,

Defendant.
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CASE NO. 09cv99 WQH (BLM)

ORDER

18 HAYES, Judge:

19 The Stipulation for Dismissal with Prejudice and Request for the Court to Retain Jurisdiction
20 for Purposes for Settlement (Doc. # 23) is **GRANTED**. The above-captioned action is **DISMISSED**
21 **with prejudice** subject to the terms of the Stipulation for Dismissal with Prejudice.

22 DATED: July 24, 2009

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24 **WILLIAM Q. HAYES**
United States District Judge
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